IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH AGRAHAYANA,1928

Bail Appl..No. 7719 of 2006()

AGAINST THE ORDER IN BA.7160/2006 Dated 05/12/2006
Crime No.148/06 of Karthikapally Excise range

.....

: PETITIONER/ACCUSED

PARAMESWARAN,
AGED 57 YEARS, S/O.KOCHUCHERUKKAN,
IDAKANDATHIL VEEDU, NAGYARKULANGARA MURI,
PALLIPPADU VILLAGE, KARTHIKAPPALLY TALUK.

BY ADV. SRI.RAJESH MATHEW

RESPONDENT: COMPLAINANT

STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

==========

B.A.No. 7719 of 2006

==========

Dated this the 3rd day of January, 2007.

ORDER

Petitioner, who is the sole accused in Crime No.148 of 2006 of Karthikapally Excise Range for offences punishable under Section 8(1) and (2) of Abkari Act for allegedly having been found in possession of 850 ml. of arrack on 12.11.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in a case involving similar offences.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

V.RAMKUMAR,
JUDGE.

ess